

PATENT
Docket No.: 3927-4133US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : HEARING, P. et al.

Serial No. : 09/530,935

Filed : September 29, 2000

For : SELECTIVE REGULATION OF ADENOVIRUS PRODUCTION

Commissioner for Patents
Washington, D.C. 20231



Art Unit: 1635

Examiner: WHITEMAN, B.

**STATEMENT TO SUPPORT FILING AND SUBMISSION OF SEQUENCE LISTING IN
ACCORDANCE WITH 37 C.F.R. §§1.821-1.825**

Dear Sir:

In connection with a Substitute Sequence Listing submitted concurrently herewith, the undersigned hereby states that:

1. the submission, filed herewith in accordance with 37 C.F.R. §1.825, does not include new matter; and
2. the content of the attached paper copy of the Substitute Sequence Listing and the attached Substitute Sequence Listing on a computer readable diskette in ASCII format, submitted in accordance with 37 C.F.R. Section 1.821(c) and (e), respectively, are the same.

Respectfully submitted,

MORGAN & FINNEGAN, L.L.P.

Date: June , 2002

By: _____

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NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

JUN 25 2002

- 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to these regulations, published at 1114 OG 29, May 15, 1990 and at 55 FR 18230, May 1, 1990.
- 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked-up "Raw Sequence Listing."
- 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- 7. Other: *The Sequence List in computer readable form filed with PCT/US99/08294 cannot be located.*

Applicant Must Provide:

- An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216
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